

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

PPT RESEARCH, INC.,

Plaintiff,

v.

SOLVAY USA, INC., d/b/a SOLVAY-  
RHODIA, SOLVAY, AND SOLVAY USA;  
and RHODIA OPERATIONS S.A.S. d/b/a  
RHODIA-SOLVAY, SOLVAY-RHODIA,  
RHODIA, RODIA S.A., RHODIA-FRANCE,  
RHODIA, INC., AND RHODIA GROUP.,

Defendants.

Civil Action No. 5:20-cv-02645-JLS

**DECLARATION OF RANDALL E. KAY IN SUPPORT OF SOLVAY USA INC.'S  
MOTION TO COMPEL ARBITRATION AND TO DISMISS THE COMPLAINT, OR  
ALTERNATIVELY, STAY PROCEEDINGS**

I, Randall E. Kay, declare as follows:

1. I am a partner at Jones Day with an office at 4655 Executive Drive, San Diego, CA 92121-3134 and represent Solvay USA Inc.
2. Attached as Exhibit 1 is a true and correct copy of Solvay USA Inc.'s Request for Arbitration filed in the International Chamber of Commerce International Court of Arbitration on July 2, 2020.
3. Attached as Exhibit 2 is a true and correct copy of the International Chamber of Commerce Arbitration Rules, Articles 6 and 29, in force as from 1 March 2017 obtained from

and available at <https://iccwbo.org/content/uploads/sites/3/2017/01/ICC-2017-Arbitration-and-2014-Mediation-Rules-english-version.pdf.pdf> (last visited July 1, 2020).

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and accurate.

Executed this 2<sup>nd</sup> day of July, 2020 in San Diego, California.

  
Randall E. Kay